	Case 00-10725-gwz D0C 3032 Efficient	1 10/23/01 12.21.00 Paye 1 01 2	
	LEWIS		
	ROCA		
	LAWYERS	E-Filed on 10/23/07	
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2	Facsimile (702) 949-8321 Telephone (702) 949-8320		
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5	Susan M. Freeman AZ State Bar No. 004199 Email: sfreeman@lrlaw.com Rob Charles NV State Bar No. 006593 Email: rcharles@lrlaw.com		
6	Attorneys for USACM Liquidating Trust		
7	UNITED STATES BANKRUPTCY COURT DISTRICT OF NEVADA		
8	In re:	Case No. BK-S-06-10725-LBR	
9	USA COMMERCIAL MORTGAGE COMPANY,	Case No. BK-S-06-10726-LBR Case No. BK-S-06-10727-LBR	
10		Case No. BK-S-06-10728-LBR Case No. BK-S-06-10729-LBR	
11	USA CAPITAL REALTY ADVISORS, LLC,	CHAPTER 11	
12	,		
13	USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,	Jointly Administered Under Case No. BK-S-06-10725 LBR	
14	USA CAPITAL FIRST TRUST DEED	STIPULATION RE WITHDRAWAL OF PROOF OF CLAIM NO. 10725- 00341 FILED BY MARY H. CROSS TRUST DTD 12/29/88	
15	FUND, LLC,		
16	USA SECURITIES, LLC,  Debtors.		
17	Affects:		
18	☐ All Debtors ☑ USA Commercial Mortgage Company		
19	☐ USA Capital Realty Advisors, LLC☐ USA Capital Diversified Trust Deed Fund, LLC☐ USA Capital Diversified Trust D		
	☐ USA Capital Diversified Trust Deed Fund, LLC ☐ USA Securities, LLC		
20	U OSA Securities, LLC		
21	The LICACIMI invidation Toward (4) o "I	IC A CNA T	
22	The USACM Liquidating Trust (the "USACM Trust"), by and through its		
23	undersigned counsel, and Mary H. Cross Trust DTD 12/29/88 ("Claimant"), stipulate:		
24	1. Claimant filed a Proof of Claim	("Claim") No. 10725-00341 on September	
25	28, 2006.		
26			

	Case 06-10725-gwz Doc 5052 Entered 10/23/07 12:27:00 Page 2 of 2 LEWIS		
	ROCA		
1	LAWYERS		
2	2. On August 27, 2007, USACM Trust notified Claimant of discrepancies with		
3	respect to the Claim and gave Claimant the option to correct the discrepancies or withdraw		
4	the Claim.		
	3. Claimant notified the USACM Trust that Claimant wants to withdraw the		
5	proof of claim filed in this case.		
6	Therefore, the parties stipulate and agree that Claimant withdraws proof of claim		
7	No. 10725-00341 filed on September 28, 2006, and no further notice shall be given to		
8	Claimant. Claimant will receive no distribution from the USACM Trust on account of the		
9	Claim, but this does not affect any payments Claimant may be entitled to receive from the		
10	current or future servicing agent on pending Direct Lender loans from current or future		
11	Borrower loan payments.		
13	DATED: 9/14/2007		
14	LEWIS AND ROCA LLP		
15	By: <u>/s/ RC (#6593)</u> Susan M. Freeman, AZ 4199 (pro hac vice)		
16	Rob Charles, NV 6593  Counsel for USACM Liquidating Trust		
17	-and-		
18			
19	DATED: $\frac{9}{//}$ , 2007.		
20	En Holand		
21	Mary H./Cross		
22	Trustee for Trust DTD 12/29/88 1474 Wessex Circle		
23	Reno, Nevada 89503-1542		
24			
25			
26			